IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

Writ Petition No. 3369 of 2005

Del Star Pvt.Ltd. ..Petitioner

vs.

Regional Provident Fund
Commissioner and others ..Respondents

Shri Dilip Bodake for petitioner
Shri Suresh Kumar for respondents.

CORAM: A.P.SHAH &
Dr.D.Y.CHANDRACHUD JJ.
28th June, 2005

P.C.

1. Heard Shri Bodake appearing for petitioner and Shri Suresh Kumar for respondents.

2. Pursuant to the order of the learned Vacation Judge the petitioner has deposited a sum of Rs.12,00,000/- with respondent no.2. In view of the deposit the impugned exparte order dated 30th June, 2004 under secd.7A of Employees Provident Funds and Miscellaneous Provisions Act, 1952 is set aside. Respondent no.2 shall grant personal hearing to the petitioner and decide the matter afresh in accordance with law within a period of three months from today.

3. Petitioner is directed to appear before respondent no.2 on 11th July, 2005. It is needless to say that the amount of deposit shall be subject

to the final outcome of sec.7A proceedings.

4. All contentions on merits are left open to the parties.

5. Petition is accordingly disposed of.